

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

PUBLIC SERVICES – CT Department – Smt Kranthi Boda, DR ACTO, O/o CTO Ferozguda Circle, Hyderabad Rural Division - Request for regularization of Services and declaration of probation within the normal period in the cadre of ACTO by invoking Rule 16(h) of Andhra Pradesh State & Subordinate Service Rules, 1996 – Orders – Issued.

REVENUE (CT.I) DEPARTMENT

G.O.Rt.No. 1202

Dated:13.08.2012.

Read the following:

1. CCTs Ref No.DX(2)/248/2012, dated.29.03.2012.
2. The Addl.Secretary, APPSC Letter No.1749/DTM/01,Dt.26.05.2011.

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ORDER:

In the reference 1st read above, the Commissioner of Commercial Taxes has stated that Smt Kranthi Boda, has joined as DR ACTO on 26.10.2007. As per the provision of Rule 9 of APCT SS Rules, every person appointed by Direct Recruitment to the post of ACTO shall pass the departmental tests within the period of probation. The individual, who has completed more than 5 years of service in the cadre of ACTO, ought to have passed all the departmental tests within the period of two years i.e. by 25.10.2009 from the date of regularization. The Applicant has passed last departmental test on 13.12.2010 i.e. Local Fund Audit paper IV i.e. beyond the two years period within a continuous period of three years. Further he has stated that a provision is enshrined in Rule 17(b) of APS & SS Rules, 1996 that in the case of any probationer failing to pass the tests or acquiring the prescribed qualifications the appointing authority may extend probation to enable her to pass the prescribed tests or acquire special qualifications as the case may be and such extension by the appointing authority shall not exceed one year. As such the DC, who is the appointing authority, may extend her probation by one year i.e. upto 25.10.2010.

2. Government have examined the matter carefully and observe that Smt Kranthi Boda, has joined as ACTO on 26.10.2007 and she did not clear all the departmental tests within the prescribed period of three years. As seen from the Lr. of APPSC in the reference 2nd read above, for the departmental test to be notified in the month of Jan, 2010, the APPSC has issued the notification in the month of October, 2010 instead of Jan, 2010 (with 9 months delay), Further, the Exam was conducted in the month of December, 2010 instead of May, 2010 (with 7 months delay) and results were published in the month of May, 2011 instead of July, 2010(with 10 months delay). Had the departmental test been conducted on time i.e. May, 2010 and the results published on time i.e. July, 2010, the individual would have passed the last departmental exam i.e. Local Fund audit Paper.IV within three years from the date of her joining as ACTO i.e. by 25.10.2010. In the above circumstances, it is observed that the delay in passing the test is not due to the fault of the individual but due to delay in conducting of departmental tests by the APPSC. Hence the delay in passing of tests cannot be attributed to the individual. It is therefore decided to relax rule 16(h) of the Andhra Pradesh State and Subordinate Service Rules 1996 in favour of the individual by invoking the powers of relaxation conferred under Rule 31 of the APS & SS Rules, 1996.

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3. Accordingly, under rule 31 of the APS & SS Rules, 1996, Government hereby order to relax rule 16(h) of the Andhra Pradesh State and Subordinate Service Rules, 1996 in favour of Smt Kranthi Boda and to declare that she shall be deemed to have completed her probation within the normal period in the cadre of ACTO and commenced her probation with effect from 26.10.2007.

4. The Commissioner of Commercial Taxes, Hyderabad shall take necessary further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF GOVERNOR OF ANDHRA PRADESH)

**ASUTOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT**

To

The Commissioner of Commercial Taxes, Hyderabad.

Copy to: the individual through the Commissioner of Commercial Taxes,
Hyderabad.
SF/SCs.

// FORWARDED BY ORDER //

SECTION OFFICER